

CURRICULUM VITAE

BRIAN HELLER
Certified as a Specialist in Criminal Litigation
(Law Society of Upper Canada)

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Barristers
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BCL (Honours) McGill University, 1975

LL.B. (Honours) McGill University, 1978

Articles: Shadley, Melancon & Boro,
Montreal, Quebec

Admitted to the Quebec Bar in 1976

Admitted to the Law Society of Alberta in 1980

Admitted to the Law Society of Upper Canada in 1984

Private Practice:
(Specializing solely in Criminal Law)

Shadley, Melancon, Boro &
Heller
Montreal, Quebec (1976 - 1982)

Heller, Rubel, Barristers
Toronto, Ontario (1984 - present)

Seminar Instructor: Quebec Bar Admission Course
(Criminal Law) (1981 - 1982)

Law Society of Upper Canada,
Bar Admission Course
(Practice Skills: Criminal Law)
(1987 - 1988)

Law Society of Upper Canada, Bar
Admission Course
(Criminal Procedure) (1992-1995)

Sessional Lecturer: McGill University, Faculty of Law
(Criminal Law - Senior Level)
(1980 - 1982)

Lecturer/Instructor: University of Toronto, Faculty of
Law
(Trial Advocacy)
(1997- 2001)

Sessional Lecturer: Osgoode Hall Law School,
Toronto
(Criminal Procedure)
(1988 - 1992)

Founding Member and Director of Criminal Justice Section,
Canadian Bar Association - Quebec

Director: Canadian Bar Association - Ontario
Constitutional Law and Civil Liberties
Section (1986 - 1987)

Vice-Chairman: Canadian Bar Association - Ontario
Criminal Justice Section (1986 - 1988)

Chairman: Canadian Bar Association - Ontario
Criminal Justice Section (1988 - 1990)

Director: Ontario Bar Association (formerly
Canadian Bar Association – Ontario)
Criminal Justice Section (1986 - 2006)

Director: The Advocates' Society (1995 - 1998)

Director: Ontario Centre for Advocacy Training,
Director and Treasurer (O.C.A.T.)
(1997 - 1999)

- Past Bar Activities:
- (1) February, 1987: Canadian Bar Association - Ontario
Annual Institute on Continuing Legal Education; Chairman of Criminal Law Panel in French Section of Program
Paper Presented: "The Law of Secret Commissions"
 - (2) March, 1987: Canadian Bar Association - Ontario
Young Lawyers' Division:
Basic Evidence
Paper Presented: "The Use of Character Evidence at Trial"
 - (3) June, 1987: Canadian Bar Association - Ontario
Young Lawyers' Division
Chairman of Criminal Law Panel on "Practical Issues and Considerations in Criminal Law"
 - (4) November, 1987: Association des juristes d'expression française de l'Ontario (A.J.E.F.O.)
Chairman of Criminal Law Panel on "Judicial Interim Release and Unreasonable Search and Seizure"

- (5) May, 1988: Canadian Bar Association – Ontario Young Lawyers' Division: Criminal Law - Emergency Situations Paper Presented: "Retainers"
- (6) September, 1988: CBAO Criminal Justice Section Panelist: "Character, Similar Fact and Hearsay Evidence"
- (7) October, 1988: Ontario Fire Marshall's College; Guest Panelist: "Preparation of the Defence's Case"
- (8) March, 1989: Canadian Bar Association - Ontario; 1989 Institute of Continuing Legal Education; Criminal Law; Panelist: "Drinking and Driving Offences"
- (9) March, 1989: Canadian Bar Association - Ontario; 1989 Institute of Continuing Legal Education; Paper presented: "Criminal Remedies for Non-Criminal Lawyers"
- (10) June, 1989: Canadian Bar Association - Ontario; Joint Council Meeting - Kingston Panelist: "Contempt of Court"
- (11) November, 1989: A.J.E.F.O. Congres 1989; Panelist: "Ethics and Criminal Law"

- (12) February 1990: Canadian Bar Association - Ontario; 1990 Institute of Continuing Legal Education; Panelist: "Sexual Offences: The Defence Perspective"
- (13) February 1990: Canadian Bar Association - Ontario; 1990 Institute of Continuing Legal Education; Chair of Panel; "Unification of the Criminal Courts"
- (14) April 1991: Canadian Bar Association - Ontario Co-Chair; "Theft, Fraud, Breach of Trust and Other Crimes of Greed"
- (15) December 1992: National Bank Internal Seminar Presentation: "Simultaneous Use of the Criminal and Civil Processes to Seek Redress"
- (16) January 1993: Canadian Bar Association - Ontario's Annual Institute: Panelist: "Character Evidence in Criminal Law"
- (17) June 1993: Canadian Bar Association - Ontario Criminal Justice Section: Chair of Panel: "Sentencing and Correctional Reform"
- (18) September 1994: Canadian Bar Association - Ontario Criminal Justice Section; Chair of Panel: "Conflict of Interest on Criminal Law"
- (19) April 1995: Ontario Federation of Journalists "Televising of Trials"

- (20) October, 1995: Canadian Bar Association - Ontario Criminal Justice Section; Chair of Panel: "Solicitor-Client Privilege in the Practice of Law"
- (21) January, 1996: Canadian Bar Association - Ontario Criminal Justice Section; Panelist: "Recent Issues and Developments in Criminal Law / Disclosure"
- (22) February, 1996: Ontario Judges' Association; Panelist: "Recent Developments in the law of Disclosure\Accessing Third Party Records"
- (23) September, 1996: Canadian Bar Association- Ontario Criminal Justice Section; Panelist: "The Private Retainer"
- (24) October, 1996: Canadian Bar Association – Ontario Criminal Justice Section; Chair of Panel: "Prior Inconsistent Statements"
- (25) October, 1996: Workplace Crime Federated Press: "Commercial Bribery: National and International"
- (26) February 1997: Canadian Bar Association - Ontario\Institute; Chair of Panel: "Maximizing Your Oral and Written Persuasiveness"
- (27) May, 1997: UJA Federation: Paper Presented: "Special Investigations: What to do When an Audit Becomes a Criminal Investigation"

- (28) September, 1997: Wilson, Vukelich; Paper presented: Tax Compliance in a Changing World: "What do you do When Revenue Canada Comes Calling"
- (29) November 25, 1997: The Metropolitan Toronto Lawyers Association: Defence Counsel Update: "Advantageous use of the Disclosure Process and Preliminary Inquiries"
- (30) January, 1998: Canadian Bar Association - Ontario\Institute Panelist: "Recent Issues and Developments in Criminal Law"
- (31) April, 1998: Criminal Lawyers Association - Ontario: Panelist: "Staying Alive in the 21st Century - Retainers"
- (32) May, 1999: Law Society of Upper Canada: Speaker: "The Art of Criminal Cross-Examination"
- (33) May, 1999: Canadian Bar Association - Ontario: Panelist: "Deep Impact: When Family Law Collides with Criminal Law"
- (34) January, 2000: Canadian Bar Association - Ontario: Institute 2000
Co-Chair of Criminal Justice Section Programme:
"Practicing Criminal Law in 2000 and Beyond"
Moderator/Panelist:
"Professional Ethics, Conflict of Interest, Counsel of Choice"

- (35) August, 2000: Department of Justice Annual Prosecution Seminar: Panelist: "Administrative Searches"
- (36) January, 2001: The Advocates' Society: Tax Litigation Skills Program: Panelist: "Advocacy Before Trial: Requirements to Produce Documents and Search and Seizure Issues"
- (37) February, 2001: Canadian Bar Association - Ontario: "Institute 2001"
Co-Chair of Criminal Justice Section Programme: "Criminal Law Update 2001"
Moderator/ Panelist: "Criminal Law Ethics "
- (38) May, 2001: 3rd Annual Canadian Fraud Conference (ACFI) Association of Certified Forensic Investigators of Canada;
Paper Presented: "How Safe Are Your Working Papers?"

- (39) January, 2002: Ontario Bar Association "Institute 2002"
Co-Chair of Criminal Justice Programme Moderator:
"Credibility and Burden of Proof"
- (40) January, 2002: Ontario Bar Association "Institute 2002"
Labour and Employment Law Programme; Panelist:
"Interplay Between Employment and Criminal Issues"
- (41) September, 2002: The Canadian Institute of Chartered Accountants "The 4th Alliance for Excellence in Investigative and Forensic Accounting Annual Conference"
Paper Presented: Criminal Law Update
- (42) January, 2003: Law Society of Upper Canada
"What Civil Litigators Need to Know About Criminal Law"
Panelist: "Advising Domestic and International Directors During a Criminal Investigation"
- (43) May, 2004: York District Chartered Accountants Association : speech
"Tax Evasion: When the Worlds of the CRA and Chartered Accountants Intersect – How to Avoid a Collision"

- (44) January, 2005: Canadian Bar Association (Competition Law Section) / American Bar Association (Antitrust Section)
Panelist: "International Cooperation on Law Enforcement Information Sharing in Cartel Investigations"
- (45) November, 2005: The Canadian Institute's 5th Annual Advanced Forum on Securities Litigation.
Panelist: "Winning Strategies for Handling Parallel and Interrelated Cases"
- (46) November, 2005: Osgoode Hall Law School, Continuing Legal Education Program on Search and Seizure Law in Canada;
Panelist: "Life After *R. v. Jarvis* and *R. v. Ling*. Search Issues for Regulators and Administrative Tribunals"
- (47) December, 2005: LexisNexis Tax Summit: Current Criminal Law Issues Pertaining to Tax Evasion Paper Presented.
- (48) September, 2006: CTLA
Panelist/Moderator: Civility & Ethics in the Legal Profession Canada and United States: The behaviour of lawyers & judges in and out of court when dealing with each other.
- (49) December, 2006
The Advocates' Society

Panelist
Evidence for Criminal
Lawyers / Previous
Inconsistent Statements

- (50) January 17, 2007
Novotel Ottawa, Ottawa
Moderator/Speaker: How to
Keep Law Enforcement and
the Media Uninterested in
Your Procurement Practices:
Neutralizing Greed
(The Competition Act and The
Corruption of Foreign Public
Officials Act).
- (51) January 29, 2007
Hyatt Regency Vancouver
Moderator/Speaker: How to
Keep Law Enforcement and
Media Uninterested in Your
Procurement Practices:
Neutralizing Greed
(The Competition Act and The
Corruption of Foreign Public
Officials Act).
- (52) November 29, 2007
St. Andrew's Club &
Conference Centre, Toronto
Moderator/Speaker: Winning
Strategies to Litigate and
Resolve Dispute in the Capital
Market Battleground/
Backdating Stock Options and
Corporate Malfeasance:
What to Do When the
Authorities Show Up.

- (53) January 15, 2008: York District Chartered Accountants' Association: Speaker: Canada Revenue Agency Enforcement Powers – Practical Considerations.
- (54) February 15, 2008: Rotary Club of Toronto:
Speaker: White Collar Crime In the 21st Century.
- (55) March 1, 2008: Law Society of Upper Canada:
White Collar Crime:
Prosecuting and Defending Regulatory and Criminal Proceedings.
Speaker: The *Jarvis* Application Explained.
- (56) March 31, 2008: American Conference Institute:
Canadian Forum on Bribery and Foreign Corruption
Panelist: “Dealing with Suspected and Alleged Violations: Reporting Programs and Disciplinary Procedures”
- (57) June 18, 2009: Public Prosecutions Service Canada and Canada Revenue Agency Conference:
Panelist: “Does What CRA Enforcement Do Matter?”
- (58) September 23, 2009:
Federated Press:
Security Law for Security Officers & Managers
Panelist: “Legal Issues Pertaining to Theft, Interviewing & Interrogation.”

- (59) February 23 2012: Ontario Bar Association:
Speaker: "Citizenship and Immigration Law: When the past comes back to haunt your client – Criminal Inadmissibility, Temporary Resident Permits and Rehabilitation"
- (60) November 9, 2012:
Canadian Council on International Law – SOS International Law: International Law in Times of Crisis and Emergency; Panelist: "Export Controls and Sanctions"